

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chairman Ron Stoker, on February 9, 2009 at 9:00 A.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Ron Stoker, Chairman (R)
Rep. Deborah Kottel, Vice Chairman (D)
Rep. Ken Peterson, Vice Chairman (R)
Rep. Arlene Becker (D)
Rep. Gerald Bennett (R)
Rep. Anders Blewett (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. David Howard (R)
Rep. Krayton Kerns (R)
Rep. Margaret MacDonald (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Mike Menahan (D)
Rep. Michael More (R)
Rep. Keith Regier (R)
Rep. Diane Sands (D)
Rep. Bob Wagner (R)
Rep. Wendy Warburton (R)

Members Excused: None

Members Absent: None

Staff Present: Jennifer Eck, Committee Secretary
David Niss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 350, 2/3/2009; HB 397, 2/3/2009

Executive Action: HB 216

HEARING ON HB 397

Opening Statement by Sponsor:

00:00:59 Rep. Deborah Kottel (D), HD 20, opened the hearing on
HB 397, Establish grandparent registry.

Proponents' Testimony:

00:04:33 Chairman Stoker
00:04:38 Jacque Evanson, Grandparents Raising Grandchildren
00:08:16 Mariellen Ritts, Grandparents Raising Grandchildren
00:08:43 Sandra Jankowski, Volunteer Advocate, AARP Montana
EXHIBIT(juh30a01)
00:10:29 Chairman Stoker

Opponents' Testimony: None

Informational Testimony:

00:11:02 Shirley Brown, Department of Public Health and Human
Services, Child Family Services Division

Questions from Committee Members and Responses:

00:11:27 Rep. Becker
00:12:01 Rep. Kottel
00:12:23 Ms. Brown
00:12:48 Rep. Regier
00:13:14 Rep. Kottel
00:13:46 Rep. Peterson
00:13:57 Ms. Brown
00:14:01 Rep. Peterson
00:14:35 Ms. Brown
00:15:22 Rep. Peterson
00:15:54 Ms. Brown
00:16:31 Rep. Peterson
00:16:49 Ms. Brown
00:17:00 Rep. Peterson
00:17:01 Rep. Sands
00:17:46 Ms. Brown
00:18:28 Rep. Sands
00:18:44 Ms. Brown
00:18:56 Rep. Sands
00:18:59 Rep. Kottel
00:19:38 Rep. Sands
00:20:01 Rep. Kottel
00:20:53 Rep. Sands

00:21:17 Rep. Kottel
00:21:49 Rep. Howard
00:22:53 Rep. Kottel
00:23:59 Chairman Stoker

Closing by Sponsor:

00:24:06 Rep. Kottel

HEARING ON HB 350

Opening Statement by Sponsor:

00:24:35 Rep. Deborah Kottel (D), HD 20, opened the hearing on
HB 350, Revise grandparent-grandchild contact law.

Proponents' Testimony:

00:28:22 Jacque Evanson, Grandparents Raising Grandchildren
00:30:25 Mariellen Ritts, Grandparents Raising Grandchildren
00:31:26 Chairman Stoker

Opponents' Testimony: None

Informational Testimony:

00:31:48 Shirley Brown, Child Family Services Division (DPHHS)
00:31:57 Chairman Stoker

Questions from Committee Members and Responses:

00:32:14 Rep. Bennett
00:32:53 Rep. Kottel
00:34:22 Rep. Peterson
00:35:13 Rep. Kottel
00:35:32 Rep. Menahan
00:36:45 Rep. Kottel
00:39:57 Rep. Menahan
00:41:01 Ms. Brown
00:41:19 Chairman Stoker

Closing by Sponsor:

00:42:06 Rep. Kottel

Discussion on HB 497:

00:43:25 Chairman Stoker
00:45:17 Rep. Fleming

00:45:43 Chairman Stoker
 00:46:34 Rep. Fleming
 00:47:10 Chairman Stoker
 00:47:15 Recess
 01:14:57 Reconvene
 01:14:58 Chairman Stoker
 01:15:53 Sen. Jent
 01:16:48 Chairman Stoker
 01:20:58 Rep. Regier
 01:21:11 Chairman Stoker
 01:22:30 Rep. Menahan
 01:23:26 Chairman Stoker

EXECUTIVE ACTION ON HB 216

01:24:30 **Motion:** Rep. Peterson moved that **HB 216 DO PASS.**

Discussion:

01:24:35 Chairman Stoker
 01:26:48 Rep. Menahan
 01:27:01 Chairman Stoker
 01:27:05 Rep. Menahan
 01:30:39 Chairman Stoker
 01:32:16 Rep. Kottel
 01:33:13 Rep. Menahan
 01:34:08 Rep. Kottel
 01:34:10 Rep. Regier
 01:34:34 Rep. Menahan
 01:35:13 Rep. Warburton
 01:35:23 Rep. Menahan
 01:35:29 Rep. Sands
 01:36:27 Rep. Menahan
 01:37:35 Chairman Stoker
 01:38:06 Rep. Peterson
 01:39:34 Rep. Sands
 01:39:57 Rep. Menahan
 01:41:27 Rep. Kottel
 01:42:33 Rep. Menahan
 01:43:16 Rep. Peterson
 01:44:15 Rep. Wagner
 01:46:18 Rep. Kottel
 01:48:42 Rep. Ebinger
 01:49:23 Rep. Bennett
 01:51:07 Rep. Peterson
 01:52:27 Rep. MacDonald
 01:53:22 Rep. More
 01:54:30 Rep. Peterson
 01:54:37 Chairman Stoker

01:54:39 **Vote:** Motion that **HB 216 DO PASS** carried 12-6 by roll call vote with Rep. Kerns, Rep. Bennett, Rep. More, Rep. Wagner, Rep. Howard, and Rep. Stoker voting no.

Informational Discussion:

01:55:40 Chairman Stoker
01:57:36 Rep. Ebinger
01:58:46 Chairman Stoker
01:58:52 Rep. Becker
02:00:05 Rep. Menahan
02:00:48 Rep. Wagner
02:02:00 Chairman Stoker
02:02:42 Rep. Howard
02:03:30 Chairman Stoker

ADJOURNMENT

02:03:55 Adjournment

Jennifer Eck, Secretary

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Additional Documents:

EXHIBIT ([juh30aad.pdf](#))